

NOTICE OF APPEAL
PATENT

File No.: A31200 - 070165.0467

JC978 U.S. PTO
10/053291
01/17/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Stuhlmann et al.
Serial No. : 09/083,290 Examiner : Wilson, M.
Filed : May 22, 1998 Group : 1633
For : VASCULAR ENDOTHELIAL ZINC FINGER 1 GENE AND
PROTEIN AND USES THEREOF

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from
the decision of the Primary Examiner, mailed July 17, 2001 finally rejecting pending claims 1-6.

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of

☐ other than a small entity

☒ small entity

Verified statement

☐ attached

☒ already filed on September 8, 1998

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an
envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 17, 2002

Date of Deposit

Anthony Giaccio

Attorney Name

39,684

Registration No.

January 17, 2002

Date of Signature

NY02:366258/1

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(e) the fee for filing the Notice of Appeal is

[X] small entity **\$160.00**
[] other than a small entity **\$320.00**

Notice of Appeal Fee due \$160.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(a)[X] Applicant petitions for an extension of time under 37 CFR 1.136 (check below the total number of months of extension requested):

	Extension (months)	Fee for other than small entity	Fee for small entity
[]	one month	\$110.00	\$55.00
[]	two months	400.00	200.00
[X]	three months	920.00	460.00
[]	four months	1,440.00	720.00

Fee \$460.00

(check and complete the next item, if applicable)

[X] An extension for 1 month has already been secured and the fee paid therefor of \$55.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$405.00

or

(b)[X] In the event that an extension of time is required, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is

Notice of Appeal fee \$ 160.00

Extension fee (if any) \$ 405.00

TOTAL FEE DUE \$ 565.00

5. FEE PAYMENT

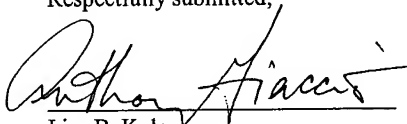
☒ Attached is a check in the sum of \$ 565.00.

☐ Charge Deposit Account No. 02-4377 the sum of \$_.

6. FEE DEFICIENCY

☒ The Commissioner is hereby authorized to charge payment of any additional fees required associated with this communication to Deposit Account No. 02-4377. Two copies of this sheet are provided for this purpose.

Respectfully submitted,



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Enclosure